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ATTORNEY DOCKET: D1815-00025 DIV 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Ian Cooper et al.

Confirmation No. 3991

Application No: 09/844,058

Examiner: Ruddock, Ula Corinna

Filed: April 27, 2001

Art Unit: 1771

For: Reinforced Cementitious Boards and Methods of Making Same

I CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED  
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ON March 17, 2004  
BY Mary La Grange

M.S.  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL LETTER

Enclosed herewith is an Information Disclosure Statement pursuant to 37 CFR. § 1.56 in connection with the above-identified application, which statement is being filed:

Together with the present application.

Before the first Office Action on the merits or three (3) months from the filing date of this application, whichever occurs last. [37 CFR § 1.97(b)]

After the first Office Action on the merits, but before a Final Office Action under §1.113 or Notice of Allowance under §1.311, whichever occurs first. [37 CFR §1.97(c)]. (Either the fee or certification is provided, as set forth below).

After a Final Office Action under §1.113 or Notice of Allowance under §1.311, but prior to or with payment of the Issue Fee. [37 CFR §1.97(d)]. The fee and certification are provided, as set forth below).

Consistent with Applicant's obligations pursuant to 37 CFR §§1.97 and 1.98, the following requirements have been met:

- No separate requirements are needed.
- No additional fee is required.

**Fee Under 37 CFR § 1.97(c) or 1.97(d)**

The fee of \$180.00 for submission of an IDS under § 1.97(c) as set forth in § 1.17(p) accompanies this statement.

**Certification Under 37 CFR § 1.97(e)**

The undersigned certifies:

1 that each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or

2 that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement.

**Provision of Copies of References**

A copy of each of the references listed on the attached Form PTO-1449 is enclosed herewith and forms a part hereof.

A translation of Reference \_\_\_\_\_ is enclosed herewith and forms a part hereof.

A copy of the European Search Report from a corresponding or related EPO application is enclosed herewith.

A copy of the International Search Report from a corresponding or related PCT application is enclosed herewith.

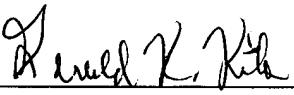
**Identification of Prior Application(s) In Which Listed Information Was Already Cited And For Which No Copies Are Submitted Or Need Be Submitted**

[ ] This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior U.S. Application No(s). , filed . The following references were submitted to, and/or cited by, the Office in the prior application(s) and therefore are not required to be provided in this application:

[XX] The Commissioner is hereby authorized to charge any fees associated with this communication or credit any overpayment to Deposit Account No. 04-1679.

Respectfully submitted,

Date: March 17, 2004

  
\_\_\_\_\_  
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| <p>TRADEMARK CO<br/>Substitute for form 1449A/PTO</p> <p><b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b></p> <p>(use as many sheets as necessary)</p> |   |    |   | <p><b>Complete if Known</b></p> |                    |
|  |   |    |   | <b>Application Number</b>       | 09/844,058         |
|  |   |    |   | <b>Filing Date</b>              | April 27, 2002     |
|  |   |    |   | <b>First Named Inventor</b>     | Cooper et al.      |
|  |   |    |   | <b>Art Unit</b>                 |                    |
|  |   |    |   | <b>Examiner Name</b>            |                    |
| Sheet  | 1 | of | 1 | <b>Attorney Docket Number</b>   | D1815-00025 Div. 1 |

## FOREIGN PATENT DOCUMENTS

| Examiner Initials | Cite No. | Foreign Patent Document                     | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited<br>Document | Pages, Columns, Lines<br>Where Relevant<br>Passages or Figures<br>Appear | T |
|-------------------|----------|---|--------------------------------|---|--|---|
|                   |          | Country Code –Number – Kind Code (if known) |                                |   |  |   |
|                   | C        | <b>GB 2023687 A</b>                         | <b>01/03/1980</b>              | <b>Rigips<br/>Baustoffwerks</b>                       |  |   |
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|                   |          |   |                                |   |  |   |
|                   |          |   |                                |   |  |   |

## OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

| Examiner Initials | Cite No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the Item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher city and/or country where published | T |
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|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
|-----------------------|--|--------------------|--|

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.